

**CERTIFICATION OF ADMINISTRATIVE RULES
OF THE DEPARTMENT OF REVENUE
FILED WITH THE SECRETARY OF STATE
BRIAN P. KEMP**

(Pursuant to O.C.G.A. §§ 50-13-3, 50-13-4 and 50-13-6.)

I do hereby certify that the attached Rules are correct copies as promulgated and adopted on the 1st of October, 2010.

GEORGIA DEPARTMENT OF REVENUE

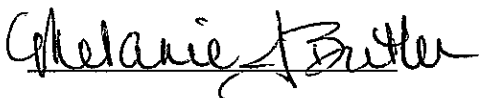
Filing Date: October 1, 2010.

The Georgia Department of Revenue has adopted:

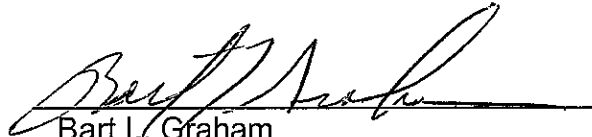
- 560-2-13-.01, entitled "Alcoholic Beverage Catering; Qualifications."
- 560-2-13-.02, entitled "Requirements; Restrictions; Prohibitions."
- 560-2-13-.03, entitled "Transportation and Delivery."
- 560-2-13-.04, entitled "Violations."

The aforementioned Rules are being adopted under the authority of O.C.G.A. §§ 3-2-2, 3-3-1, 3-3-5, 3-4-5, 3-4-22, 3-5-25.1, 3-6-21 and 3-11-5

Sworn to and subscribed before me this 1st day of October, 2010.



(Signature of Notary Public)
(Notary Public Seal)



Bart L. Graham
Commissioner
Georgia Department of Revenue

**Notary Public, Rockdale County, Georgia
My Commission Expires Nov. 19, 2012**

**RULES
OF
DEPARTMENT OF REVENUE
ALCOHOL AND TOBACCO DIVISION**

**CHAPTER 560-2-13
ALCOHOLIC BEVERAGE CATERING**

**560-2-13-.01 Alcoholic Beverage Catering Events;
Authorized - Alcoholic Beverage Catering.**

(1) Any establishment which obtains and holds all the required licenses and permits and otherwise complies with the provisions contained in these regulations shall be authorized to sell, transport, deliver and dispense Alcoholic Beverages for which a license was obtained.

(2) In order to qualify as an Alcoholic Beverage caterer, the caterer must satisfy the following requirements:

(a) The caterer must be the holder of either:

1. A valid state liquor Retailer license.
2. A Retail Consumption Dealer license.
3. A retail beer dealer license. Or
4. A retail Wine dealer license.

(b) The caterer must also be the holder of:

1. A valid local Alcoholic Beverage license.
2. A valid local Alcoholic Beverage catering license.

3. A valid local catering event permit issued by the local governing authority in the jurisdiction where the event is to be held, except where catering events are authorized in that local jurisdiction but the local governing authority does not issue such permits.

(3) The caterer may only sell Alcoholic Beverages for which a license has been obtained.

Authority: O.C.G.A. §§ 3-2-2, 3-3-1, 3-11-5.

**RULES
OF
DEPARTMENT OF REVENUE
ALCOHOL AND TOBACCO DIVISION**

**CHAPTER 560-2-13
ALCOHOLIC BEVERAGE CATERING**

**560-2-13-.02 Requirements; Restrictions;
Prohibitions – Alcoholic Beverage Catering.**

(1) All sales of Alcoholic Beverages in connection with an authorized catered event shall be paid for in cash at or before the time of delivery.

(a) All other Alcoholic Beverage sales will be subject to restrictions and requirements imposed by other Department regulations;

(b) The acceptance of checks, debit cards and credit cards shall be deemed the same as cash and are subject to the requirements and restrictions imposed by other Department regulations.

(2) No Distilled Spirits which exceed ten percent (10%) alcohol by volume may be sold in containers smaller than 750 ml in connection with an authorized catered event.

(3) All sales are final and in no case will broken Packages of Alcoholic Beverages be removed or returned by the licensed Alcoholic Beverage caterer from the site of the authorized catered event to his or her place of business or any other location.

(a) All returns of unbroken Packages must be documented on the Quantity-Destination report;

(b) Under no circumstances shall Alcoholic Beverages be returned to the caterer's inventory on a Sunday;

(c) Return of unbroken Packages of Alcoholic Beverages shall be handled as a "no sale.";

(d) Leftover broken Packages of Alcoholic Beverages shall be the property of the event sponsor.

(4) The licensed Alcoholic Beverage caterer must provide all personnel needed to handle the Alcoholic Beverages at the authorized catered event.

(a) This shall include, but is not limited to:

1. Bartending services.
2. Dispensing.
3. Serving.
4. Providing, or furnishing Alcoholic Beverages.

(b) Employees of a licensed Alcoholic Beverage caterer must be twenty-one (21) years of age or older in order to handle Alcoholic Beverages at any authorized catered event.

(5) The sale of Alcoholic Beverages shall only be allowed on Sunday by an Alcoholic Beverage caterer if the sale is authorized on Sunday by Georgia Laws and local ordinances.

(6) It shall be a violation of these regulations for a licensed Alcoholic Beverage caterer to violate a local ordinance with respect to the sale and transportation of Alcoholic Beverages in connection with an authorized catered event.

(a) Except as provided for in these regulations, there shall be no other transportation of Alcoholic Beverages by Retailers or Retail Consumption Dealers.

(7) The licensed Alcoholic Beverage caterer shall notify the Commissioner in writing of the site of the authorized catered event.

(a) The notification shall also contain any other information as the Commissioner may require;

(b) The notification must be received five (5) working days prior to the authorized catered event.

(8) The licensed Alcoholic Beverage caterer shall keep on file at his place of business for no less than three (3) years:

(a) All Beverage Alcohol Quantity/Destination Reports on Form ATT-CA-1;

(b) Local catering event permits;

(c) The names and identification information of all personnel assigned to work the function;

(d) All other documents, records and reports required by Georgia Law and other Department regulations.

(9) The licensed Alcoholic Beverage caterer is required to notify sponsors of authorized catered events of the authority of the Commissioner or his agents to enter upon the

premises of an authorized catered event for the purpose of inspection and enforcement of these regulations and all other laws and regulations pertaining to the sale, possession, dispossession and distribution of Alcoholic Beverage.

Authority: O.C.G.A. §§ 3-2-2, 3-3-1, 3-11-5.

**RULES
OF
DEPARTMENT OF REVENUE
ALCOHOL AND TOBACCO DIVISION**

**CHAPTER 560-2-13
ALCOHOLIC BEVERAGE CATERING**

**560-2-13-.03 Transportation and Delivery –
Alcoholic Beverage Catering.**

(1) The transportation and delivery of Alcoholic Beverages by a licensed Alcoholic Beverage caterer is subject to the following requirements and restrictions:

(a) Delivery of Alcoholic Beverages by a licensed Alcoholic Beverage caterer shall be made only in connection with a permitted catered event;

(b) Deliveries not meeting the requirements as set forth in these regulations shall be a violation of these regulations and other Department regulations governing the transportation of Alcoholic Beverages Retailers and Retail Consumption Dealers;

(c) Violation of these regulations shall be cause for the suspension or revocation of Licensee's Alcoholic Beverage licenses and/or forfeiture of Licensee's bond by the Commissioner;

(d) All Alcoholic Beverages transported in violation of these regulations shall be declared contraband and subject to seizure by the Commissioner or his agents;

(e) The transportation and delivery of Alcoholic Beverages shall be made in unbroken Packages only to the permitted event site by the Licensee of an Alcoholic Beverage catering establishment or employees of the Licensee who are twenty-one (21) years of age or older;

(f) Vehicles used by a licensed Alcoholic Beverage caterer for the transportation and delivery of Alcoholic Beverages in connection with a permitted catered event shall be marked only with the state license number;

1. The lettering shall be two (2) inches high and one (1) inch wide on each side of the vehicle.

2. No other wording or advertisements relating to the catering service shall be allowed.

(g) While transporting and delivering Alcoholic Beverages in connection with an authorized catered event, the licensee or the employee of the licensed Alcoholic Beverage caterer shall have in his or her possession:

1. A copy of the caterer's valid state Alcoholic Beverage license.

2. A copy of the caterer's valid local Alcoholic Beverage catering license.

3. A copy of the caterer's valid local Alcoholic Beverage catering event permit from the local governing authorities in the jurisdiction the event is being held.

4. The Alcohol Beverage Catering Quantity/ Destination Report.

(h) Delivery of all Alcoholic Beverages by a Licensee to an authorized catered event must be made in unbroken container;

(i) The serving of all Alcoholic Beverages at the authorized catered event must be by the drink.

Authority: O.C.G.A. §§ 3-2-2, 3-3-1, 3-11-5.

**RULES
OF
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ALCOHOL AND TOBACCO DIVISION**

**CHAPTER 560-2-13
ALCOHOLIC BEVERAGE CATERING**

**560-2-13-.04 Violations - Alcoholic Beverage
Catering.**

Any violation of these regulations will be considered a violation of the Licensee's state Alcoholic Beverage license and will be cause for the suspension or revocation of the license and/or the forfeiture of the Licensee's bond.

Authority: O.C.G.A. §§ 3-2-3, 3-3-1, 3-3-2, 3-4-22, 3-5-25.1, 3-6-21, 3-11-5.